

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ATTICUS MANAGEMENT LLC,

Plaintiff,

Civil Action No. 07 CV 9730 (RPP)

-against-

**NOTICE OF MOTION**

ATTICUS INVESTMENTS LLC,  
CRESCENT FUND, LLC, JEFFERY STONE  
and JANETTE DILLER STONE

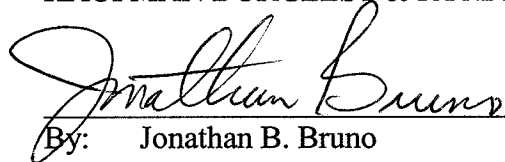
Defendants.

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PLEASE TAKE NOTICE that, upon the accompanying declarations of Jonathan B. Bruno, Francis X. Gray, and Catherine Harkness, as well as the memorandum of law and supporting exhibits, plaintiff will move this Court before the Hon. Robert P. Patterson, at a time and place to be set by the Court, for an order authorizing alternate service of its summons and complaint upon defendant Jeffery Stone, pursuant to Fed R. Civ. P. 4(f)(3).

Dated: New York, New York  
March 3, 2008

KAUFMAN BORGEEST & RYAN LLP



By: Jonathan B. Bruno  
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